

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

SIXTH DAY'S PROCEEDINGS

Thirty-first Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 3, 2002

The House of Representatives was called to order at 2:00 P.M.,
by the Honorable Charlie DeWitt, Speaker of the House of
Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their
names:

PRESENT

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker

Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—105		

ABSENT

Total—0

The Speaker announced that there were 105 members present
and a quorum.

Prayer

Prayer was offered by Rep. Riddle.

Pledge of Allegiance

Rep. Bruce led the House in reciting the Pledge of Allegiance to
the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was
dispensed with.

On joint motion of Reps. Iles and Schwegmann, and under a
suspension of the rules, the Journal of April 2, 2002, was corrected
to reflect them as voting yea on final passage of House Bill No. 116.

On motion of Rep. Frith, the Journal of April 2, 2002, was
adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials, and communications were
received and read:

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 2, 2002

To the Honorable Speaker and Members of the House of
Representatives:

I am directed to inform your honorable body that the Senate has
adopted and asks your concurrence in the following Senate
Concurrent Resolutions:

Senate Concurrent Resolution Nos. 16, 23, and 24

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hunter, the rules were suspended in order to
take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the
message were taken up and acted upon as follows:

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SENATE CONCURRENT RESOLUTION NO. 16—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To direct certain departments of the state, as provided for in Title 36 of the Louisiana Revised Statutes of 1950, to provide information relative to the development of a strategic plan to combat poverty.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR SCHEDLER AND REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To designate March as Louisiana Nutrition Month.

Read by title.

On motion of Rep. Strain, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATORS CRAVINS AND HINES AND REPRESENTATIVES HUDSON AND DURAND

A CONCURRENT RESOLUTION

To commend and congratulate Joey and Denise Olivier of Arnaudville on being awarded the "Young Farmer and Rancher Achievement Award" by the Louisiana Farm Bureau in July, 2001 and by the American Farm Bureau in January, 2002.

Read by title.

On motion of Rep. Baudoin, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

SENATE BILLS

April 3, 2002

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 1, 73, 85, and 89

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Senate Bills and Joint Resolutions on Second Reading to be Referred

Rep. Schneider asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just received from the Senate with a view of advancing same, which were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 1—

BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:553(17) and 559(3), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership of certain employees of the traffic courts for the parish of Orleans; to authorize credit in the judicial retirement plan of the Louisiana State Employees' Retirement System for service as a judicial administrator for the traffic courts for the parish of Orleans and each deputy of the administrator; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 73—

BY SENATORS HAINKEL, LAMBERT, BAJOE, SCHEDLER, HINES, FIELDS, HOLLIS AND JOHNSON

AN ACT

To enact Chapter 7-A of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1921 through 1927, relative to the Louisiana Cancer Research Center; to provide for its creation, organization, powers, and functions and for its governance board; to provide for reports and annual audits; to provide for application of certain provisions of state law; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 85—

BY SENATORS DARDENNE, BARHAM, HOLLIS AND IRONS

AN ACT

To amend and reenact R.S. 47:1123(4) and (5), 1124, and 1125 and to enact R.S. 47:301(10)(a)(v), relative to the state sales and use tax; to provide for a state sales tax exclusion for certain purchases by a motion picture production company; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hammett, the bill was returned to the calendar.

SENATE BILL NO. 89—

BY SENATORS CAIN, DUPRE, HOLDEN, IRONS, LENTINI, SCHEDLER, ULLO AND MOUNT AND REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:409.1(A)(2)(d)(x), 412(A)(4) and (7), (B)(7), and (D)(1) and R.S. 40:1321(A) and (D) and to enact Division 5 of Subpart A of Part VI of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 14:100.2 through 100.2.3, R.S. 32:412(D)(3)(e) and 414.5, relative to terrorism; to provide relative to driving offenses; to create the crime of operating a motor vehicle without lawful presence in the United States; to provide for definitions; to provide for restrictions on the time within which nonresident aliens may obtain a driver's license; to prohibit a nonresident alien from providing false information to obtain a driver's license; to provide for cancellation of a driver's license; to provide for penalties; to provide that the issuance of special identification cards by the Department of Public Safety and Corrections to nonresident aliens conform to the requirements for issuing drivers' licenses to nonresident aliens; to prohibit

issuance of class "A," "B," or "C" drivers' licenses to nonresident aliens; to require personal appearance for renewal of class "D" or "E" drivers' licenses or special identification cards by nonresident aliens; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

Privileged Report of the Committee on Enrollment

April 3, 2002

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVES BALDONE AND FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs to establish a community-based outpatient clinic in the Houma area.

HOUSE CONCURRENT RESOLUTION NO. 33—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To recognize May 6 through May 12, 2002, as Public Service Recognition Week.

HOUSE CONCURRENT RESOLUTION NO. 37—

BY REPRESENTATIVES L. JACKSON, BAYLOR, GLOVER, HOPKINS, MONTGOMERY, SHAW, JANE SMITH, AND WADDELL AND SENATOR HOLDEN

A CONCURRENT RESOLUTION

To commend Dr. Leonard C. Barnes, former chancellor of Southern University at Shreveport, upon the occasion of a special evening of tribute honoring his remarkable career.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Landrieu, the Committee on Education was discharged from further consideration of House Bill No. 147.

HOUSE BILL NO. 147—

BY REPRESENTATIVES LANDRIEU AND CLARKSON AND SENATORS BAJOE, HAINKEL, AND SCHEDLER
AN ACT

To enact Chapter 7-A of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1921 through 1927, relative to the Tulane/L.S.U. Cancer Research Center; to provide for its creation, organization, powers, and functions and for its governance board; to provide for reports and annual audits; to provide for application of and exemption from certain provisions of state law; and to provide for related matters.

Read by title.

On motion of Rep. Landrieu, the bill was recommitted to the Committee on Health and Welfare.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 55—

BY SENATORS CHAISSON, FONTENOT, LAMBERT, LENTINI AND SCHEDLER AND REPRESENTATIVES GARY SMITH, ALARIO, ANSARDI, DAMICO, DANIEL, FAUCHEUX, MARTINY, LANCASTER, POWELL, SCALISE, SNEED, STRAIN, TOOMY, WALSWORTH, AND WINSTON

AN ACT

To amend and reenact R.S. 47:6005(D), relative to the qualified recycling equipment credit, to provide that certain industries may receive one hundred percent of the credit and any credit carry-forward for a specified period; to provide that any excess credit amount over and above the amount of tax due shall be refunded to the taxpayer in the same manner as overpayments of tax; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Gary Smith moved that Senate Bill No. 55 be designated as a duplicate of House Bill No. 71.

Which motion was agreed to.

Motion

On motion of Rep. Gary Smith, the above bill was referred to the Legislative Bureau.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To request the Office of State Parks of the Louisiana Department of Culture, Recreation and Tourism and the Louisiana Department of Wildlife and Fisheries to develop a plan for establishing state parks with rental cabins in wildlife management areas.

Read by title.

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Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Concurrent Resolution No. 19 by Representative Fauchaux

AMENDMENT NO. 1

On page 3, at the end of line 22, delete the period "." and insert the following:

"and submit such plan to the legislature prior to the convening of the 2003 Regular Session.

BE IT FURTHER RESOLVED that copies of such plan be sent to the House Committee on Municipal, Parochial, and Cultural Affairs, the House Committee on Natural Resources, and the Senate Committee on Natural Resources."

On motion of Rep. Broome, the amendments were adopted.

On motion of Rep. Broome, the resolution, as amended, was ordered engrossed and passed to its third reading.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 97—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2011(D)(22)(c), 2014(D), 2195(B), and 2289.1(D), relative to fees paid to the Department of Environmental Quality; to authorize an increase of fees paid into the Environmental Trust Fund; to authorize an increase of fees paid for accreditation by commercial laboratories; to authorize an increase for underground storage tank registration fees; to authorize an increase in participation fees; to provide for maximum fees; and to provide for related matters.

Read by title.

On motion of Rep. Damico, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 1—

BY REPRESENTATIVE BRUCE AND SENATOR SMITH
AN ACT

To amend and reenact R.S. 39:551.7(B), relative to the DeSoto Parish Industrial District; to increase the membership of the board of commissioners; to authorize the board to appoint its own treasurer; and to provide for related matters.

Read by title.

Rep. Bruce sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruce to Engrossed House Bill No. 1 by Representative Bruce

AMENDMENT NO. 1

On page 1, at the end of line 12, after "members" change the comma "," to a colon ":" and delete the remainder of line 12, and insert "four members to be"

AMENDMENT NO. 2

On page 1, line 13, after "Parish," and before "one from" insert "including"

AMENDMENT NO. 3

On page 1, line 15, after "and" and before "one" insert "eight members."

On motion of Rep. Bruce, the amendments were adopted.

Rep. Bruce moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Fauchaux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruce moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 5—

BY REPRESENTATIVES DOWNER, FAUCHEUX, AND PRATT
AN ACT

To amend and reenact R.S. 29:38(A) and 403(9) and to enact R.S. 29:403(3.1) and (3.2), relative to military affairs; to provide for reemployment rights of persons called to duty in the national guard of this state and of any other state; to define certain terms under the Military Service Relief Act; and to provide for related matters.

Read by title.

Rep. Salter, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 5 by Representative Downer

AMENDMENT NO. 1

On page 3, line 6, following "means" and before "a physical" delete "any person who has"

AMENDMENT NO. 2

On page 3, line 8, following "or" and before "a record" delete "has"

AMENDMENT NO. 3

On page 3, line 16, following "includes active" and before the comma "," insert "duty"

On motion of Rep. Salter, the amendments were adopted.

Rep. Downer moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinot
Alexander, E	Glover	Perkins
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond

Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Doerge	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McVea	Walsworth
Fauchoux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Diez	Pierre	Waddell
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 11—

BY REPRESENTATIVE KENNEY
AN ACT

To enact R.S. 33:1236(65), relative to the governing authority of Franklin Parish; to authorize the governing authority to enact an ordinance requiring the clerk of court to collect an additional fee in certain cases; to provide for uses of the fee; to require the fee be remitted to the parish, to authorize the clerk of court to retain a percentage of the fee to defray costs; to require the police jury to hold public hearings prior to enacting the ordinance; and to provide for related matters.

Read by title.

Rep. Kenney moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre

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Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Kenney moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 15—

BY REPRESENTATIVES DOWNER, FUTRELL, FAUCHEUX, AND PRATT
AN ACT

To amend and reenact R.S. 29:422, relative to the Military Service Relief Act; to provide for benefits and rights of persons called to service in the uniformed services; to provide for applicability; to provide for notice requirements; and to provide for related matters.

Read by title.

Rep. Downer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac

Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 24—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 9:203(D), relative to justices of the peace; to provide relative to the authority to perform marriage ceremonies in certain parishes; to provide authority to justices of the peace within the parishes of DeSoto, Bossier, Caddo, Bienville, Webster, or Red River to perform marriage ceremonies within these parishes; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre

Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Tucker
Downer	McCallum	Waddell
Durand	McDonald	Walsworth
Erdey	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Früge	Nevers	
Total—100		

NAYS

Total—0

ABSENT

Cazayoux	Pinac	Stelly
Hill	Smith, J.H.—8th	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 25—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact R.S. 13:621.26, relative to district judges; to provide for an additional judgeship for the Twenty-Sixth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Read by title.

Rep. Jane Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Downer	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Futrell	Odinot	
Total—104		

NAYS

Früge
Total—1

ABSENT

Total—0

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Jane Smith moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 28—
BY REPRESENTATIVES GALLOT AND MCCALLUM
AN ACT

To enact R.S. 13:2583.2, relative to justice of the peace courts in Union Parish; to authorize each constable of a justice of the peace court to appoint a deputy constable for that ward; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS			YEAS		
Mr. Speaker	Glover	Pierre	Mr. Speaker	Futrell	Nevers
Alario	Green	Pinac	Alario	Gallot	Odinot
Alexander, E	Guillory	Pitre	Alexander, E	Glover	Perkins
Alexander, R	Hammett	Powell	Alexander, R	Green	Pierre
Ansardi	Heaton	Pratt	Ansardi	Guillory	Pinac
Baldone	Hebert	Quezaire	Baldone	Hammett	Pitre
Baudoin	Hill	Richmond	Baudoin	Heaton	Powell
Baylor	Honey	Riddle	Baylor	Hebert	Pratt
Beard	Hopkins	Romero	Beard	Hill	Quezaire
Bowler	Hudson	Salter	Bowler	Honey	Richmond
Broome	Hunter	Scalise	Broome	Hopkins	Riddle
Bruce	Hutter	Schneider	Bruce	Hudson	Romero
Bruneau	Iles	Schwegmann	Bruneau	Hunter	Salter
Carter, K	Jackson, L	Shaw	Capella	Hutter	Scalise
Carter, R	Jackson, M	Smith, G.—56th	Carter, K	Iles	Schneider
Cazayoux	Johns	Smith, J.D.—50th	Cazayoux	Jackson, L	Schwegmann
Clarkson	Katz	Smith, J.H.—8th	Clarkson	Jackson, M	Shaw
Crane	Kennard	Smith, J.R.—30th	Crane	Johns	Smith, G.—56th
Crowe	Kenney	Sneed	Crowe	Katz	Smith, J.D.—50th
Curtis	LaFleur	Stelly	Curtis	Kennard	Smith, J.H.—8th
Damico	Lancaster	Strain	Damico	Kenney	Smith, J.R.—30th
Daniel	Landrieu	Swilling	Daniel	LaFleur	Sneed
Dartez	LeBlanc	Thompson	Dartez	Lancaster	Stelly
Devillier	Lucas	Toomy	Devilleir	Landrieu	Strain
Diez	Martiny	Townsend	Diez	LeBlanc	Swilling
Doerge	McCallum	Triche	Doerge	Lucas	Thompson
Downer	McDonald	Tucker	Downer	Martiny	Toomy
Durand	McVea	Waddell	Durand	McCallum	Townsend
Erdey	Montgomery	Walsworth	Erdey	McDonald	Triche
Farrar	Morrell	Welch	Farrar	McVea	Waddell
Faucheux	Morrish	Winston	Faucheux	Montgomery	Welch
Flavin	Murray	Wooton	Flavin	Morrell	Winston
Frith	Nevers	Wright	Frith	Morrish	Wooton
Futrell	Odinot		Frige	Murray	Wright
Gallot	Perkins		Total—102		
Total—103				YEAS	
	NAYS		Total—0	ABSENT	
Total—0					
	ABSENT				
Capella	Frige		Carter, R	Tucker	Walsworth
Total—2			Total—3		
The Chair declared the above bill was finally passed.			The Chair declared the above bill was finally passed.		
The title of the above bill was read and adopted.			The title of the above bill was read and adopted.		
Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.			Rep. Curtis moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.		
HOUSE BILL NO. 29— BY REPRESENTATIVE CURTIS AN ACT			HOUSE BILL NO. 32— BY REPRESENTATIVE SCHWEGMANN AN ACT		
To enact R.S. 13:1899(C)(15), relative to the office of the marshal of the City Court of Alexandria; to increase court costs in criminal and traffic violation cases for the purpose of defraying the expenses of office; and to provide for related matters.			To amend and reenact R.S. 33:9075(A), (C), (E), (F)(1)(a) and (b), and (H), relative to the Lake Oaks Subdivision Improvement District; to change the name of the district; to provide relative to the purpose and powers of the district and the plan for the district; to change the method for imposing a parcel fee in the district; to provide relative to the election to authorize such fee and the term of the fee; to provide for redesignation of the law relative to the district; and to provide for related matters.		
Read by title.			Read by title.		
Rep. Curtis moved the final passage of the bill.			Rep. Schwegmann moved the final passage of the bill.		
ROLL CALL					
The roll was called with the following result:					

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Nevers	Wright
Frige	Odinet	
Futrell	Perkins	
Total—103		

NAYS

Murray
Total—1

ABSENT

Clarkson
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schwegmann moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 36—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 33:404.1, relative to the compensation of certain municipal officials; to authorize a board of aldermen to reduce the compensation of its members during the term for which they are elected; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Salter, the bill was returned to the calendar.

HOUSE BILL NO. 40—

BY REPRESENTATIVE BRUNEAU AND SENATOR IRONS

AN ACT

To enact R.S. 33:9091.1, relative to crime prevention and security in the Lake Vista area of Orleans Parish; to create the Lake Vista Crime Prevention District; to provide relative to the purposes, governance, duties, and authority of the district; to authorize the governing authority of the city of New Orleans, subject to the approval of district voters, to impose a parcel fee within the district and to provide further relative to such fee; to provide relative to funds of the district; and to provide for related matters.

Read by title.

Rep. Bruneau sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 40 by Representative Bruneau and Senator Irons

AMENDMENT NO. 1

On page 5, line 10, after "collection," delete the remainder of the line and delete line 11 and insert in lieu thereof "However, the board may enter into an agreement with the city to authorize the city to retain, as a collection fee, not more than one percent of the amount collected."

On motion of Rep. Bruneau, the amendments were adopted.

Rep. Bruneau moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Green	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baldone	Hebert	Quezaire
Baudoin	Hill	Richmond
Beard	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche

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Downer	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinot	
Futrell	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Baylor	Glover
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 42— BY REPRESENTATIVE MCDONALD AN ACT

To amend and reenact R.S. 33:1448(I), relative to retired sheriffs and retired sheriff's deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Honey	Riddle
Beard	Hopkins	Romero
Bowler	Hudson	Salter
Broome	Hunter	Scalise
Bruce	Hutter	Schneider
Bruneau	Iles	Schwegmann
Capella	Jackson, L	Shaw
Carter, K	Jackson, M	Smith, G.—56th
Carter, R	Johns	Smith, J.D.—50th
Cazayoux	Katz	Smith, J.H.—8th
Clarkson	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	LeBlanc	Swilling
Dartez	Lucas	Thompson
Devillier	Martiny	Toomy

Doerge	McCallum	Townsend
Downer	McDonald	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinot	Wright
Futrell	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Crane	Hill
Diez	Landrieu
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McDonald moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 43— BY REPRESENTATIVE JANE SMITH AN ACT

To amend and reenact Section 1 of Article 2 of Act 189 of the 1954 Regular Session of the Legislature, relative to the Bossier City-Parish Metropolitan Planning Commission; to increase the membership of the commission; and to provide for related matters.

Read by title.

Rep. Jane Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Honey	Richmond
Beard	Hopkins	Riddle
Bowler	Hudson	Romero
Broome	Hunter	Salter
Bruce	Hutter	Scalise
Bruneau	Iles	Schneider
Capella	Jackson, L	Schwegmann
Carter, K	Jackson, M	Shaw
Carter, R	Johns	Smith, G.—56th
Cazayoux	Katz	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling

Devillier	Lucas	Thompson
Doerge	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Gallot	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Baldone	Diez
Crane	Hill
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jane Smith moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 49—

BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 33:2476.3, relative to the compensation of members of the fire and police civil service board in the city of Hammond; to provide for compensation of members of the board for attendance at meetings; to provide limitations; and to provide for related matters.

Read by title.

Rep. Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Clarkson	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly

Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Downer	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Futrell	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Crane	Katz
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 52—

BY REPRESENTATIVE SCALISE

AN ACT

To enact R.S. 33:4552.2, relative to naming playground football/track facilities; to authorize the parish governing authority in certain parishes to name a football/track facility at a playground in the parish in honor of a former director of the parish department of parks and recreation; to provide limitations; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Scalise, the bill was returned to the calendar.

HOUSE BILL NO. 55—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 13:1312(D), relative to the Judicial Expense Fund of the Civil District Court for the Parish of Orleans and the First and Second City Courts of the city of New Orleans; to authorize the judges en banc to utilize the fund for the planning, designing, and construction of a new courthouse; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baldone	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Honey	Riddle
Beard	Hopkins	Romero
Bowler	Hudson	Salter
Broome	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
De villier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Gallot	Odinet	
Total—97		

NAYS

Total—0

ABSENT

Bruce	Faucheux	Stelly
Crane	Lucas	Tucker
Crowe	Pinac	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 58—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 12:1364(A)(4) and (B)(4), relative to limited liability companies; to increase filing fees for annual reports; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Nevers
Alario	Green	Odinet
Alexander, E	Guillory	Perkins
Alexander, R	Hammett	Pierre
Ansardi	Heaton	Pinac
Baldone	Hebert	Pitre
Baudoin	Hill	Powell
Baylor	Honey	Pratt
Beard	Hopkins	Quezaire
Broome	Hudson	Richmond
Bruce	Hunter	Riddle
Bruneau	Hutter	Salter
Carter, K	Iles	Scalise
Cazayoux	Jackson, L	Schneider
Clarkson	Jackson, M	Schwegmann
Crane	Johns	Shaw
Curtis	Katz	Smith, G.—56th
Damico	Kennard	Smith, J.D.—50th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Diez	Lancaster	Strain
Doerge	Landrieu	Swilling
Downer	LeBlanc	Thompson
Durand	Lucas	Toomy
Erdey	Martiny	Townsend
Farrar	McCallum	Triche
Faucheux	McDonald	Tucker
Flavin	McVea	Waddell
Frith	Montgomery	Welch
Fruge	Morrell	Winston
Futrell	Morrish	Wooton
Gallot	Murray	Wright
Total—96		

NAYS

Crowe
Total—2

Romero

ABSENT

Bowler	De villier	Walsworth
Capella	Smith, J.H.—8th	
Carter, R	Smith, J.R.—30th	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 62—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 51:911.22(11) and 911.24(I), relative to the Louisiana Manufactured Housing Commission; to provide for definitions; to authorize the collection of criminal history record information on applicants for licensure; to provide for fees; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Pierre
Alexander, E	Glover	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Riddle
Broome	Honey	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Capella	Hunter	Schneider
Carter, K	Hutter	Schwegmann
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Früge	Nevers	Wright
Total—99		

NAYS

Bowler
Total—1

ABSENT

Carter, R	Lancaster	Smith, J.H.—8th
LaFleur	Perkins	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 68—

BY REPRESENTATIVE SCHWEGMANN
AN ACT

To enact R.S. 36:4(Y) and R.S. 47:463.60, relative to motor vehicles; to provide for the creation of the "Animal Friendly" prestige license plate; to provide for the charge of the plate; to provide relative to the minimum number of applicants for such plate; to create the Pet Overpopulation Fund; to provide for the dedication of revenues; to provide for the Pet Overpopulation Advisory Council; to provide for the adoption of policies and procedures; and to provide for related matters.

Read by title.

Rep. Salter, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 68 by Representative Schwegmann

AMENDMENT NO. 1

On page 5, line 3, following "shall" and before "its" change "provide" to "perform"

On motion of Rep. Salter, the amendments were adopted.

Rep. Schwegmann moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Riddle
Bowler	Hudson	Romero
Broome	Hunter	Salter
Bruneau	Hutter	Scalise
Capella	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Früge	Nevers	Wright
Futrell	Odinot	
Total—101		

NAYS

Total—0

ABSENT

Bruce	Hopkins
Carter, K	Waddell
Total—4	

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The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Schwegmann moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 73—

BY REPRESENTATIVE MURRAY

A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(D) of the Constitution of Louisiana, relative to sales and use taxes; to provide for certain voting requirements for enacting certain tax exemptions or exclusions from sales and use taxes; to provide for the submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Murray, the bill was returned to the calendar.

HOUSE BILL NO. 76—

BY REPRESENTATIVE JANE SMITH AND SENATOR MOUNT

AN ACT

To amend and reenact R.S. 33:172(A)(1) and (D), relative to municipal annexation procedures; to provide a procedure for annexation of vacant land when there are no resident property owners; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Jane Smith, the bill was returned to the calendar.

HOUSE BILL NO. 77—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 33:2738.83, relative to the creation of a hospital sales tax district in Vermilion Parish; to create Hospital Sales Tax District No. 2; to provide relative to the governing authority of the sales tax district; to authorize the governing authority of the sales tax district to levy and collect a sales and use tax, subject to voter approval; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Riddle
Bowler	Honey	Romero
Broome	Hopkins	Salter

Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Hutter	Schwegmann
Carter, K	Iles	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Carter, R	Pratt
Kennard	Welch
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Frith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 85—

BY REPRESENTATIVES MARTINY, DEWITT, CLARKSON, FRUGE, JOHNS, AND WALSWORTH

AN ACT

To amend and reenact R.S. 13:5101(B), R.S. 15:1172(B) and (C), 1177(A)(introductory paragraph) and (1) and (C), 1179, 1184(A)(2) and (D), 1186(A) and (B), to enact R.S. 15:1172(D) and (E), 1177(A)(10), and 1184(F) and (G), and to repeal R.S. 49:964(G)(7), relative to civil claims of prisoners; to provide with respect to the initiation and limitation of administrative remedies; to provide with respect to dismissal of claims; to provide liberative prescription for certain actions; to provide for judicial review; to exempt delictual actions from judicial review under the Corrections Administrative Remedy Procedure Act; to provide proper venue for prisoner suits; to provide for the proper party defendant in certain claims; to provide for proceeding in forma pauperis; to repeal certain provisions providing for service of process on the secretary of the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Martiny, the bill was returned to the calendar.

HOUSE BILL NO. 86—BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 46:1053(Y), relative to Hospital Service District Number One of East Baton Rouge Parish; to increase the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; to provide that one member shall be a physician; and to provide for related matters.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Fauchoux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Curtis
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cazayoux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 87—BY REPRESENTATIVES THOMPSON AND WALSWORTH
AN ACT

To enact R.S. 33:1236(65), relative to the governing authority of Ouachita Parish; to authorize the parish governing authority to enact ordinances regulating the level of sound and noise within the unincorporated areas of the parish; to provide for limitations; to provide relative to penalties; to require public hearings; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Thompson, the bill was returned to the calendar.

HOUSE BILL NO. 89—BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 40:1625 through 1631, 1636, and 1637 and to enact R.S. 40:1638, relative to fire protection sprinkler systems contractors; to provide for definitions; to provide for administration and regulation; to provide for licensing; to provide for fees; to provide for prohibited activity; to provide for renewal, reinstatement, and revocation of permits, certificates, and licenses; to provide for fines; to provide for a Fire Sprinkler Trust Fund; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pinac, the bill was returned to the calendar.

HOUSE BILL NO. 90—BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3572.2(A)(5) and (C), relative to loan brokers; to exempt certain authorized e-file providers from the licensing and bonding requirements; to provide for registration of e-file providers; to provide for maximum allowable fees; to provide for records retention; to provide for violations; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter

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Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Fauchoux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Früge	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 112—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 13:721 and 722 and to repeal R.S. 13:719 and 720, relative to the Twenty-Second Judicial District Court; to provide for the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide for the selection and removal of the commissioner from office; to provide for the qualifications of office, salary, related benefits, expenses of office, and office space; to provide for the sources of funding for the commissioner and his office and employees; to provide for the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal provisions providing for the existing office of commissioner; to provide for effective dates; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pitre
Alexander, E	Green	Powell
Alexander, R	Guillory	Pratt
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Johns	Smith, J.D.—50th
Cazayoux	Katz	Smith, J.H.—8th
Clarkson	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Crowe	LaFleur	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Swilling
Daniel	LeBlanc	Thompson
Dartez	Lucas	Toomy
Devillier	Martiny	Townsend
Diez	McCallum	Triche
Doerge	McDonald	Tucker
Downer	McVea	Waddell
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Farrar	Morrish	Winston
Fauchoux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Futrell	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Ansardi	Hunter	Pinac
Früge	Jackson, M	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 114—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:602(A), 603(A) and (B), and 604(B) and (C), relative to the Louisiana State Employees' Retirement System; to provide with respect to the public safety services component thereof; to establish additional retirement eligibility requirements; to provide with respect to disability retirement benefits; to provide with respect to survivor benefits; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Daniel, the bill was returned to the calendar.

HOUSE BILL NO. 115—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 13:2158(D), relative to constables of the First City Court of the city of New Orleans; to provide for the fees of office that the constables may charge in civil matters; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Richmond, the bill was returned to the calendar.

HOUSE BILL NO. 122—

BY REPRESENTATIVES TUCKER AND ALARIO AND SENATORS
BOISSIERE AND SCHEDLER
AN ACT

To amend and reenact R.S. 33:9039.20(B)(7), relative to community development districts; to limit the authority of such districts relative to revenue producing utilities; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Tucker, the bill was returned to the calendar.

HOUSE BILL NO. 125—

BY REPRESENTATIVES SCHNEIDER AND DANIEL
AN ACT

To amend and reenact R.S. 11:502.2(A)(2) and (B)(1)(b), to enact R.S. 11:502.2(A)(3), and to repeal Section 3 of Act No. 454 of the 2001 Regular Session of the Legislature, relative to the optional retirement plan of the Louisiana State Employees Retirement System; to provide for participation in such plan by members of the Executive Career Service; to provide for procedures and time limitations for application for participation in such plan; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Honey	Richmond
Beard	Hopkins	Riddle
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th

Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	

Total—101

NAYS

Total—0

ABSENT

Broome	Frith
Bruneau	Romero
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 127—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:306(A)(1)(c) and to enact R.S. 47:306(A)(1)(d), relative to the sales tax filing requirements of the state through any department, agency, board, commission, or other state entity; to provide that the state and local sales tax returns shall be filed annually; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinet
Alexander, R	Glover	Perkins
Ansardi	Green	Pierre
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Pratt
Beard	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	Honey	Riddle
Bruce	Hopkins	Romero
Bruneau	Hudson	Salter
Capella	Hunter	Scalise
Carter, K	Hutter	Schwegmann

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Carter, R	Iles	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Durand	McCallum	Waddell
Erdey	McDonald	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wooton
Frith	Morrish	Wright
Fruge	Murray	
Total—101		

NAYS

Total—0

ABSENT

Alexander, E	Schneider
Pinac	Stelly
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 128—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:306(A)(3)(a) and (B)(4), relative to the compensation allowed to dealers, manufacturers, wholesalers, jobbers, and suppliers for remitting sales taxes; to provide that compensation shall be allowed to dealers, manufacturers, wholesalers, jobbers, and suppliers who timely remit taxes to the secretary of the Department of Revenue; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter

Capella	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinot	
Total—101		

NAYS

Total—0

ABSENT

Alexander, E	Hopkins
Bruneau	Swilling
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Sneed, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 129—

BY REPRESENTATIVES SCHNEIDER, DEWITT, AND DANIEL
AN ACT

To amend and reenact R.S. 11:502.2(A)(2), to enact R.S. 11:502.2(A)(3) and (B)(1)(c), and to repeal Section 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature, as amended by Act No. 454 of the 2001 Regular Session of the Legislature, relative to the optional retirement plan of the Louisiana State Employees Retirement System; to provide for eligibility for participation in such plan; to provide for procedures and time limitations for application for participation in such plan; and to provide for related matters.

Read by title.

Rep. Schneider sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed House Bill No. 129 by Representative Schneider, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:502.2(A)(2)" delete the comma "," and insert "and (B)(1)(a)."

AMENDMENT NO. 2

On page 1, line 11, after "R.S. 11:502.2(A)(2)" delete "is" and insert in lieu thereof "and (B)(1)(a) are"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17, delete page 2, and on page 3, delete lines 1 through 10, and insert in lieu thereof the following:

"(2)(a) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days after such appointment. The requirement that such election shall be filed within sixty days after such appointment shall apply only to those persons who enrolled in or transferred to the optional retirement plan effective not later than July 1, 2001, pursuant to Act No. 1320 of the 1999 Regular Session of the Legislature.

(b) Those employees who either enrolled in or transferred into the optional retirement plan effective on or before June 30, 2001, shall continue participation therein in accordance with the provisions of law applicable thereto.

(3) Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1)(a) Except as provided in Subparagraph (b) and (c) of this Paragraph, any participating member of the defined benefit plan who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

* * *

(c) Any unclassified state employee who meets either of the criteria established in Subparagraph (A)(1)(a) of this Section may irrevocably elect to participate in this optional retirement plan if, notwithstanding the provisions of Subparagraph (a) of this Paragraph, such employee files his election to participate in the optional retirement plan with the system in writing not later than the ninetieth day following the effective date of his appointment to the position which makes him eligible for participation in the optional retirement plan; or if he was appointed to the position which makes him eligible for participation in the optional retirement plan pursuant to this Subparagraph before May 1, 2002, he files his election to participate in the optional retirement plan with the system in writing not later than July 31, 2002."

On motion of Rep. Schneider, the amendments were adopted.

Rep. Schneider moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander, E	Glover	Pitre
Alexander, R	Green	Powell
Ansardi	Guillory	Pratt
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Clarkson	Katz	Smith, J.R.—30th
Crane	Kennard	Sneed
Crowe	Kenney	Stelly
Curtis	LaFleur	Strain
Damico	Lancaster	Swilling
Daniel	Landrieu	Thompson
Darte	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Doerge	McCallum	Tucker
Downer	McDonald	Waddell
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Odinet	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Hunter	Nevers
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 130—

BY REPRESENTATIVES SCHNEIDER, DEWITT, AND DANIEL
AN ACT

To amend and reenact R.S. 11:416, relative to the Louisiana State Employees Retirement System; to provide for the reemployment of retirees; to provide for the benefits paid to such retirees; to provide relative to accrual of credit for service; to provide for employer contributions; to provide an option for regaining membership in the system; to provide for reporting; to provide penalties for failure to report; to provide for retirees reemployed pursuant to Act No. 455 of the 2001 Regular Session of the Legislature and for employees who retired prior to the effective date of such Act; and to provide for related matters.

Read by title.

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Rep. Robert Carter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives R. Carter and McVea to Engrossed House Bill No. 130 by Representatives Schneider and DeWitt

AMENDMENT NO. 1

On page 6, delete lines 21 through 27, delete page 7, and on page 8, delete lines 1 through 3, and insert in lieu thereof "Section 2. This law shall be applied prospectively only."

AMENDMENT NO. 2

On page 8, line 4, change "Section 4." to "Section 3."

Rep. Robert Carter moved the adoption of the amendments.

Rep. Schneider objected.

By a vote of 34 yeas and 65 nays, the amendments were rejected.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Carter, R
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 134—

BY REPRESENTATIVES SCHNEIDER AND DANIEL
AN ACT

To amend and reenact R.S. 11:542(A), (B), and (C)(1) and (2), relative to cost-of-living increases for retirees, survivors, and beneficiaries provided by the Louisiana State Employees Retirement System; to provide relative to credits and debits of the Employee Experience Account from which such increases are paid; to provide for payment of such increases on a calendar-year basis and based on the Employee Experience Account balance for the prior fiscal year; and to provide for related matters.

Read by title.

Rep. Schneider sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed House Bill No. 134 by Representatives Schneider and Daniel

AMENDMENT NO. 1

On page 2, line 16, change "granted" to "effective"

AMENDMENT NO. 2

On page 3, line 22, change "granted" to "effective"

On motion of Rep. Schneider, the amendments were adopted.

Rep. Schneider moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann

Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Clarkson	Katz	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Downer	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Futrell	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Crowe	Landrieu
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 115—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 13:2158(D), relative to constables of the First City Court of the city of New Orleans; to provide for the fees of office that the constables may charge in civil matters; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Swilling moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Beard	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	Honey	Riddle

Bruce	Hopkins	Romero
Bruneau	Hudson	Salter
Capella	Hunter	Scalise
Carter, K	Hutter	Schwegmann
Carter, R	Iles	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Baylor	Katz	Schneider
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Swilling moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 85—

BY REPRESENTATIVES MARTINY, DEWITT, CLARKSON, FRUGE,
JOHNS, AND WALSWORTH
AN ACT

To amend and reenact R.S. 13:5101(B), R.S. 15:1172(B) and (C), 1177(A)(introductory paragraph) and (1) and (C), 1179, 1184(A)(2) and (D), 1186(A) and (B), to enact R.S. 15:1172(D) and (E), 1177(A)(10), and 1184(F) and (G), and to repeal R.S. 49:964(G)(7), relative to civil claims of prisoners; to provide with respect to the initiation and limitation of administrative remedies; to provide with respect to dismissal of claims; to provide liberative prescription for certain actions; to provide for judicial review; to exempt delictual actions from judicial review under the Corrections Administrative Remedy Procedure Act; to provide proper venue for prisoner suits; to provide for the proper party defendant in certain claims; to provide for proceeding in forma pauperis; to repeal certain provisions providing for service of process on the secretary of the Department of Public Safety and Corrections; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Martiny sent up floor amendments which were read as follows:

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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed House Bill No. 85 by Representative Martiny

AMENDMENT NO. 1

On page 7, line 8, change "~~seeking to may not~~" to "who seeks to"

AMENDMENT NO. 2

On page 7, line 10, after "security" delete the remainder of the line and delete lines 11 through 14 in their entirety.

AMENDMENT NO. 3

On page 7, line 15, at the beginning of the line, delete "~~seeks to do so, the prisoner~~"

AMENDMENT NO. 4

On page 7, line 16, after "pauperis" insert "except Code of Civil Procedure Article 5183(A)(2)"

AMENDMENT NO. 5

On page 8, line 2, after "petition" insert a comma "," and delete "or"

AMENDMENT NO. 6

On page 8, at the end of line 2, change the period "." to a comma "," and insert "or writ application."

AMENDMENT NO. 7

On page 8, at the beginning of line 11, after "B." insert "(1)"

AMENDMENT NO. 8

On page 8, between lines 24 and 25, insert the following:

"(2)(a) The order granting a prisoner's request to proceed in forma pauperis automatically stays all proceedings, including any service of process, until all costs of court or fees due the clerk by the prisoner in this matter are paid. During the pendency of the stay the prisoner may not take any action to prosecute the suit, including but not limited to filing any pleadings, discovery, or motions other than a motion for voluntary dismissal or a motion to lift the stay because all costs have been paid.

(b) If at any time during the pendency of the action additional costs of court or fees due the clerk by the prisoner accrue and are unpaid by the prisoner, then upon order of the court ex proprio motu or upon motion of the clerk or any other party, the action may be stayed as provided herein until all such additional costs are paid.

(c) If the prisoner does not pay the full court costs or fees within three years from when they are incurred, the suit shall be abandoned and dismissed without prejudice. This provision shall be operative without formal order, but, on the court's own motion or upon ex parte motion of any party, the clerk or other interested person by affidavit which provides that the full court costs and fees have not been paid within three years from when they were incurred, the trial court shall enter a formal order of dismissal as of the date of its abandonment. The order shall be served on the plaintiff pursuant to Code of Civil Procedure Article 1313 or 1314, and the plaintiff shall have thirty days from date of service to move to set aside the dismissal. However, the trial court may direct that a contradictory hearing be held prior to dismissal.

(d) The automatic stay shall not apply only if the court makes a written finding that:

(i) The suit is a proceeding for judicial review brought pursuant to R.S. 15:1177;

(ii) The suit is a post-conviction relief or habeas corpus proceeding challenging the fact or duration of confinement in prison; or

(iii) The inmate is in imminent danger of serious physical injury, the suit solely seeks injunctive relief to avoid the danger, and relief is available in the suit which will avert the danger."

On motion of Rep. Martiny, the amendments were adopted.

Rep. Martiny moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Powell
Alario	Fruge	Pratt
Alexander, E	Futrell	Riddle
Alexander, R	Gallot	Romero
Ansardi	Hammett	Salter
Baldone	Heaton	Scalise
Baudoin	Hebert	Schneider
Beard	Hopkins	Schwegmann
Bowler	Hutter	Shaw
Bruce	Iles	Smith, G.—56th
Bruneau	Johns	Smith, J.D.—50th
Capella	Katz	Smith, J.H.—8th
Carter, R	Kenney	Smith, J.R.—30th
Cazayoux	LaFleur	Sneed
Clarkson	Lancaster	Stelly
Crane	Landrieu	Strain
Damico	LeBlanc	Thompson
Daniel	Martiny	Toomy
Dartez	McCallum	Townsend
Devillier	McDonald	Triche
Diez	McVea	Tucker
Doerge	Montgomery	Waddell
Downer	Morrish	Walsworth
Durand	Nevers	Welch
Erdey	Perkins	Winston
Farrar	Pinac	Wooton
Flavin	Pitre	Wright
Total—81		

NAYS

Baylor	Guillory	Murray
Broome	Honey	Pierre
Curtis	Hunter	Quezaire
Faucheux	Jackson, L	Richmond
Glover	Jackson, M	Swilling
Green	Lucas	
Total—17		

ABSENT

Carter, K	Hudson	Odinot
Crowe	Kennard	
Hill	Morrell	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 89—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1625 through 1631, 1636, and 1637 and to enact R.S. 40:1638, relative to fire protection sprinkler systems contractors; to provide for definitions; to provide for administration and regulation; to provide for licensing; to provide for fees; to provide for prohibited activity; to provide for renewal, reinstatement, and revocation of permits, certificates, and licenses; to provide for fines; to provide for a Fire Sprinkler Trust Fund; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pinac sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed House Bill No. 89 by Representative Pinac

AMENDMENT NO. 1

On page 6, line 14, after "to" delete the remainder of the line and delete lines 15 and 16 in their entirety, and insert "charge and collect such fees as provided for in this Subpart."

AMENDMENT NO. 2

On page 13, line 26, after "fee" delete the remainder of the line and insert "in the amount set forth in this Subpart must"

On motion of Rep. Pinac, the amendments were adopted.

Rep. Pinac moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Flavin	Montgomery
Ansardi	Frith	Nevers
Baldone	Gallot	Odinot
Baylor	Glover	Pinac
Beard	Hammett	Powell
Broome	Heaton	Pratt
Capella	Hill	Romero
Carter, K	Honey	Salter
Carter, R	Hopkins	Schwegmann
Cazayoux	Hudson	Smith, J.D.—50th
Clarkson	Hutter	Smith, J.H.—8th
Crane	Iles	Smith, J.R.—30th
Damico	Jackson, L	Strain
Daniel	Jackson, M	Swilling
Dartez	Landrieu	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche

Faucheux
Total—57

McVea

Wooton

NAYS

Mr. Speaker
Alexander, E
Alexander, R
Baudoin
Bowler
Bruneau
Crowe
Curtis
Downer
Durand
Erdey
Farrar
Fruge
Futrell
Total—41

Green
Guillory
Hebert
Hunter
Katz
Kennard
Kenney
LaFleur
Lancaster
LeBlanc
McDonald
Morrish
Murray
Perkins

Pierre
Pitre
Quezaire
Riddle
Schneider
Shaw
Smith, G.—56th
Sneed
Tucker
Waddell
Walsworth
Welch
Wright

ABSENT

Bruce
Johns
Morrell
Total—7

Richmond
Scalise
Stelly

Winston

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 135—

BY REPRESENTATIVE STRAIN AND SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 33:172, relative to municipal annexation procedures; to provide relative to annexation procedures in certain municipalities; to authorize the use of operating agreements between certain municipalities and certain parishes to govern annexation procedures; and to provide for related matters.

Read by title.

Motion

Rep. Strain moved that House Bill No. 135 be designated as a duplicate of Senate Bill No. 69.

Which motion was agreed to.

Rep. Perkins sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Engrossed House Bill No. 135 by Representative Strain and Senator Schedler

AMENDMENT NO. 1

On page 2, line 3, after "voters." and before "If" insert the following:

"Municipalities annexing property across parish boundaries must contain the approval of the parish governing authority of the area to be annexed."

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Point of Order

Rep. Strain asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

On motion of Rep. Perkins, the amendments were withdrawn.

Rep. Strain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Capella	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Frige	Nevers	
Total—104		

NAYS

Total—0

ABSENT

Walsworth
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Strain moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 145—

BY REPRESENTATIVE BROOME

AN ACT

To repeal R.S. 11:411(10), relative to membership in the Louisiana State Employees' Retirement System; to repeal provisions making employees of the East Baton Rouge Parish Housing Authority members of the system and providing for related matters; to provide that neither the East Baton Rouge Parish Housing Authority nor any employee thereof shall be required or allowed to make contributions to the system pursuant to Act No. 404 of the 2001 Regular Session of the Legislature; and to provide for related matters.

Read by title.

Rep. Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Frige	Nevers	Wright
Futrell	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Crowe
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Broome moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 150—

BY REPRESENTATIVE PRATT AND SENATOR BAJOIE
AN ACT

To amend and reenact R.S. 33:9092(A), (D)(2), and (F)(1), relative to neighborhood security districts; to change the name of the Garden District's Security Special Taxing District; to change the qualifications for membership on the board of directors of the district; to authorize the renewal of the district's special tax or fee; to provide for the term of the district's special tax or fee; and to provide for related matters.

Read by title.

Rep. Pratt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Pierre
Alexander, R	Glover	Pitre
Ansardi	Green	Powell
Baldone	Guillory	Pratt
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hill	Riddle
Bowler	Honey	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Hutter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.H.—8th
Clarkson	Katz	Smith, J.R.—30th
Crane	Kennard	Sneed
Crowe	Kenney	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Thompson
Daniel	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Doerge	McCallum	Tucker
Downer	McDonald	Waddell
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Frith	Nevers	Wright

Total—96

NAYS

Total—0

ABSENT

Dartez	Johns	Pinac
Flavin	LaFleur	Smith, J.D.—50th
Hebert	McVea	Swilling

Total—9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pratt moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 151—

BY REPRESENTATIVE SALTER

AN ACT

To enact Subpart B-33 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.611 through 130.616, to create the Toledo Bend Interstate Compact District as a special district for industrial, commercial, tourism, and economic development purposes; to create and provide relative to the composition, appointment, and terms of office of the Toledo Bend Interstate Compact Commission as the governing authority of the district; to provide for the powers, duties, functions, and responsibilities of the district and the commission; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Salter, the bill was returned to the calendar.

HOUSE BILL NO. 155 (Substitute for House Bill No. 79 by Representatives Hammett, DeWitt, Pinac, and Faucheux)—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, FAUCHEUX, ALARIO, BEARD, HILL, MONTGOMERY, ODINET, AND SCALISE

AN ACT

To amend and reenact R.S. 47:6007(A)(1)(b), (B), (C), (E)(1) and (3), and (F), and to repeal R.S. 47:6007(D), relative to the motion picture investor tax credit; to expand the availability of the credit; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hammett, the bill was returned to the calendar.

HOUSE BILL NO. 158—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 51:1286(C), relative to the tax levied by the Louisiana Tourism Promotion District; to provide for deposit and use of such monies; to provide for appropriations for certain tourism purposes; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pitre

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Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Hopkins	Riddle
Bowler	Hudson	Romero
Broome	Hunter	Salter
Bruce	Hutter	Scalise
Bruneau	Iles	Schneider
Capella	Jackson, L	Schwegmann
Carter, K	Jackson, M	Shaw
Carter, R	Johns	Smith, G.—56th
Cazayoux	Katz	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.H.—8th
Crane	Kenney	Smith, J.R.—30th
Crowe	LaFleur	Sneed
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Darte	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Downer	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Curtis	Guillory	Pinac
Futrell	Honey	Stelly
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBlanc moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 160—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:2(11.1) and 75(A)(3) and to enact R.S. 39:2(5.1) and (48), relative to the avoidance of budget deficits; to provide for certain definitions; to provide for the budget status report; to provide for the presentation of the CAFR of the state to the committee; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pitre

Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Beard	Honey	Romero
Bowler	Hudson	Salter
Broome	Hunter	Scalise
Bruneau	Hutter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, L	Shaw
Carter, R	Jackson, M	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Darte	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Bruce	Hopkins
Doerge	Pinac
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBlanc moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 162—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 47:1835(B) and 1838(4), relative to the Tax Commission Expense Fund; to provide that certain unexpended and unencumbered monies shall remain in the fund at the close of each fiscal year; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Riddle
Bowler	Honey	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Hutter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Baldone	Pinac
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 165—

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 26:271, relative to alcoholic beverage permits; to raise certain permit fees for dealers in beverages of low alcoholic content; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Morrish
Alario	Futrell	Murray
Alexander, E	Gallot	Nevers
Alexander, R	Glover	Odinot
Ansardi	Green	Pierre
Baldone	Guillory	Pinac
Baudoin	Hammett	Powell
Baylor	Heaton	Pratt
Beard	Hebert	Quezaire
Broome	Hill	Richmond
Bruce	Honey	Riddle
Capella	Hopkins	Romero
Carter, K	Hudson	Salter
Carter, R	Hunter	Scalise
Cazayoux	Iles	Schwegmann
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Crowe	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Downer	Lucas	Toomy
Durand	Martiny	Townsend
Erdey	McCallum	Triche
Farrar	McDonald	Welch
Faucheux	McVea	Winston
Flavin	Montgomery	Wooton
Frith	Morrell	Wright
Total—96		

NAYS

Bowler	Pitre	Waddell
Bruneau	Schneider	Walsworth
Perkins	Tucker	
Total—8		

ABSENT

Hutter
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Farrar moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 166—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 51:2453(1)(a)(xvi), relative to the Louisiana Quality Jobs Program Act; to add to the list of industries which may qualify for benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pratt
Alexander, R	Guillory	Quezaire
Ansardi	Hammett	Riddle
Baldone	Heaton	Romero
Baylor	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, J.D.—50th
Capella	Jackson, M	Smith, J.H.—8th
Carter, K	Johns	Sneed
Carter, R	Kenney	Stelly
Cazayoux	LaFleur	Strain
Clarkson	Lancaster	Swilling
Curtis	Landrieu	Thompson
Damico	LeBlanc	Toomy
Dartez	Lucas	Townsend
Doerge	Martiny	Tucker
Durand	McDonald	Waddell
Farrar	McVea	Welch
Fauchoux	Montgomery	Wooton
Flavin	Morrell	Wright
Frith	Murray	
Fruge	Odinet	
Total—76		

NAYS

Baudoin	Futrell	Perkins
Beard	Hebert	Pitre
Crane	Hutter	Powell
Crowe	Iles	Schneider
Daniel	Katz	Smith, G.—56th
Devillier	Kennard	Smith, J.R.—30th
Diez	McCallum	Triche
Downer	Morrish	Walsworth
Erdey	Nevers	Winston
Total—27		

ABSENT

Jackson, L	Richmond
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 168—

BY REPRESENTATIVE LEBLANC AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 39:87.5 and to enact R.S. 39:87.6, relative to governmental performance and accountability; to provide for implementation and administration of the Exceptional Performance and Efficiency Incentive Program; to provide for deposit and use of monies in the Incentive Fund; to establish and provide for implementation and administration of the Gainsharing Program; and to provide for related matters.

Read by title.

Rep. LeBlanc sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 168 by Representative LeBlanc and Senator Dardenne

AMENDMENT NO. 1

On page 10, delete line 16 in its entirety and insert:

"monies which are subject to remission to the state general fund at the close of the fiscal year."

AMENDMENT NO. 2

On page 11, delete lines 23 and 24 in their entirety and at the beginning of line 25 delete "used" and insert:

"state general fund monies, and other monies which are subject to remission to the state general fund."

AMENDMENT NO. 3

On page 12, line 1, after "shall be" delete the remainder of the line and insert "executed no later than the thirtieth day of June, and shall be made for a specific"

AMENDMENT NO. 4

On page 12, line 14, between "any" and "budgetary", insert "internal"

AMENDMENT NO. 5

On page 12, line 15, after "necessary to" delete the remainder of the line and insert:

"incorporate monies made available pursuant to a gainsharing authorization into the budget of the respective agency for expenditure pursuant to the authorization."

On motion of Rep. LeBlanc, the amendments were adopted.

Rep. LeBlanc moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Riddle
Bowler	Honey	Romero
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Clarkson	Johns	Smith, J.R.—30th
Crane	Katz	Sneed
Crowe	Kennard	

Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Früge	Nevers	
Total—104		

NAYS

Total—0

ABSENT

Richmond
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBlanc moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 75—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:1078(B)(3)(a), (9), (10), and (11) and to enact R.S. 22:1078(G), relative to fees and licenses of the Department of Insurance; to modify, increase, and add to certain fee schedules of the Department of Insurance; to authorize rule adoption and promulgation; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hebert sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 75 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 17, after "accident" and before "producer" delete the comma; and at the end of the line after "producer" change the comma to a semicolon.

On motion of Rep. Hebert, the amendments were adopted.

Rep. Bowler sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 75 by Representative Hebert

AMENDMENT NO. 1

On page 2, at the end of line 20, delete "a"

AMENDMENT NO. 2

On page 2, delete line 22, and insert the following:

"endorsements, amendments, or riders \$25.00"

On motion of Rep. Bowler, the amendments were adopted.

Rep. Hebert moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt
Baylor	Hill	Quezaire
Beard	Honey	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Capella	Iles	Schneider
Carter, K	Jackson, L	Schwegmann
Carter, R	Jackson, M	Shaw
Cazayoux	Johns	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Downer	Martiny	Toomy
Durand	McCallum	Townsend
Erdey	McDonald	Triche
Farrar	McVea	Tucker
Faucheux	Montgomery	Waddell
Flavin	Morrell	Walsworth
Frith	Morrish	Welch
Früge	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinot	Wright
Total—102		

NAYS

Crowe
Total—1

ABSENT

Baudoin
Total—2

Dartez

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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Rep. Hebert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 97—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2011(D)(22)(c), 2014(D), 2195(B), and 2289.1(D), relative to fees paid to the Department of Environmental Quality; to authorize an increase of fees paid into the Environmental Trust Fund; to authorize an increase of fees paid for accreditation by commercial laboratories; to authorize an increase for underground storage tank registration fees; to authorize an increase in participation fees; to provide for maximum fees; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Damico, and under a suspension of the rules, the above bill was called from the calendar.

Read by title.

Rep. Perkins sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Engrossed House Bill No. 97 by Representative Damico

AMENDMENT NO. 1

Delete House Floor Amendments Nos. 1 and 2 proposed by Representative Damico and adopted by the House on April 2, 2002.

AMENDMENT NO. 2

On page 3, line 25, after "2003." delete the remainder of the line and delete lines 26 and 27 in their entirety

AMENDMENT NO. 3

On page 4, delete lines 1 through 3 in their entirety and insert the following:

"The twenty percent increase shall be contingent upon an appropriation of state general funds of at least seven million five hundred thousand dollars for the fiscal year beginning July 1, 2002. Further fee increases after"

Rep. Perkins moved the adoption of the amendments.

Rep. Damico objected.

By a vote of 34 yeas and 64 nays, the amendments were rejected.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Murray
Alario	Gallot	Odinot
Alexander, E	Glover	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Powell

Baldone	Heaton
Baudoin	Hebert
Baylor	Hill
Broome	Honey
Bruce	Hunter
Bruneau	Iles
Capella	Jackson, L
Carter, K	Johns
Carter, R	Kennard
Cazayoux	Kenney
Clarkson	LaFleur
Curtis	Lancaster
Damico	Landrieu
Daniel	LeBlanc
Dartez	Lucas
Devillier	Martiny
Doerge	McCallum
Downer	McDonald
Durand	McVea
Farrar	Montgomery
Faucheux	Morrell
Frith	Morrish

Total—79

NAYS

Beard	Green	Schneider
Bowler	Hopkins	Shaw
Crane	Hutter	Smith, G.—56th
Crowe	Katz	Triche
Diez	Nevers	Waddell
Erdey	Perkins	Walsworth
Flavin	Pitre	Winston
Futrell	Scalise	Wright

Total—24

ABSENT

Hudson	Jackson, M
--------	------------

Total—2

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 30—

BY REPRESENTATIVES SCALISE, BRUNEAU, CAPELLA, CLARKSON, CRANE, DANIEL, DURAND, FAUCHEUX, AND TUCKER AND SENATOR MICHOT

AN ACT

To enact R.S. 47:301(16)(h), (22), and (23) and 305.52, relative to state and local sales and use taxes; to define tangible personal property for state sales and use tax purposes to exclude certain custom computer software; to provide that the exclusion shall be phased in over a four-year period; to allow governing authorities of political subdivisions to exempt sales of certain computer software; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Scalise sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Engrossed House Bill No. 30 by Representatives Scalise, et al.

AMENDMENT NO. 1

On page 4, line 1, after "software" delete remainder of the line and delete line 2 in its entirety

AMENDMENT NO. 2

On page 4, deletes line 3 through 8 in their entirety and insert the following:

"A political subdivision may, by ordinance, provide for a sales and use tax exemption within the entire area of the political subdivision for sales of custom computer software."

On motion of Rep. Scalise, the amendments were adopted.

Rep. Tucker sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 30 by Representative Scalise, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:301(16)(h), (22), and (23)" delete "and 305.52"

AMENDMENT NO. 2

On page 1, line 7, after "software" and before the semicolon ";" insert "for a certain period of time"

AMENDMENT NO. 3

On page 1, line 10, after "R.S. 47:301(16)(h), (22), and (23)" delete "and 305.52"

AMENDMENT NO. 4

On page 2, between lines 25 and 26, insert the following:

"(v) For purposes of the imposition of the sales and use tax levied by any political subdivision, for all taxable periods beginning July 1, 2002, and ending on or before June 30, 2005, the governing authority of a political subdivision, may, by ordinance, provide that the term "tangible personal property" shall not include the sales or cost price of custom computer software as defined in this Chapter.

(vi) For purposes of the imposition of the sales and use tax levied by any political subdivision, for all taxable periods beginning on or after July 1, 2005, the term "tangible personal property" shall not include the sales or cost price of custom computer software as defined in this Chapter."

AMENDMENT NO. 5

On page 4, delete lines 1 through 8 in their entirety

Point of Order

Rep. Townsend asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Tucker moved the adoption of the amendments.

Rep. Scalise objected.

By a vote of 50 yeas and 48 nays, the amendments were adopted.

Rep. Townsend sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 30 by Representative Scalise, et al.

AMENDMENT NO. 1

In House Floor Amendment No. 4 proposed by Representative Tucker and adopted by the House on April 3, 2002, on page 1, line 13, after "subdivision," insert "except Natchitoches Parish."

AMENDMENT NO. 2

In House Floor Amendment No. 4 proposed by Representative Tucker and adopted by the House on April 3, 2002, on page 1, line 20, after "subdivision," insert "except Natchitoches Parish."

On motion of Rep. Townsend, the amendments were withdrawn.

Motion

On motion of Rep. Tucker, the vote by which House Floor Amendments by Rep. Tucker were adopted by the House was reconsidered.

Motion

On motion of Rep. Tucker, the amendments proposed by Rep. Tucker were withdrawn.

Rep. Scalise moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Pierre
Alexander, E	Gallot	Pinac
Alexander, R	Glover	Pitre
Ansardi	Green	Powell
Baldone	Guillory	Quezaire
Baylor	Hammett	Riddle
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th

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Cazayoux
Clarkson
Crane
Crowe
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Durand
Erdey
Farrar
Fauchoux
Flavin
Frith
Total—94

Johns
Katz
Kennard
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Martiny
McCallum
McDonald
McVea
Montgomery
Morrell
Morrish
Nevers
Odinet

Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walsworth
Winston
Wooton
Wright

NAYS

Baudoin
Curtis
Hunter
Total—7

Lucas
Murray
Pratt

Welch

ABSENT

Heaton
Honey
Total—4

Richmond
Swilling

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Scalise moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 3, 2002

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 25 and 26

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Riddle, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATORS HINES

A CONCURRENT RESOLUTION

To urge and request that funding be included in the budget for Fiscal Year 2002-2003 for the prevention and treatment of stroke in Louisiana, as recommended by the Louisiana Strokes Treatment Task Force.

Read by title.

On motion of Rep. Riddle, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATORS BAJOE AND IRONS

A CONCURRENT RESOLUTION

To commend Ms. Halle Berry, on her historical win of an Academy Award for an actress in a leading position for her role in "Monster's Ball"; the first such award made to an African-American woman.

Read by title.

On motion of Rep. Pratt, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

HOUSE BILLS

April 3, 2002

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 2
Returned without amendments.

House Bill No. 16
Returned without amendments.

House Bill No. 38
Returned without amendments.

House Bill No. 45
Returned without amendments.

House Bill No. 51
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 3, 2002

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 2, 4, and 105

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Senate Bills and Joint Resolutions on Second Reading to be Referred

Rep. Nevers asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just received from the Senate with a view of advancing same, which were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 2—

BY SENATORS THOMAS, HINES AND SMITH
AN ACT

To amend and reenact R.S. 3:493 and R.S. 33:4831, 4832, and 4835, and to enact R.S. 33:4836, relative to the direct sale by a farmer to consumers of farm products; to prohibit requiring permits or licenses for the direct sale of farm products; to prohibit imposition of any permit or license fee or tax on a farmer selling farm produce directly to consumers; to prohibit the enactment of ordinances prohibiting the direct sale of farm produce by the producing farmer or his employee; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 4—

BY SENATOR SMITH AND REPRESENTATIVE R. ALEXANDER
AN ACT

To enact R.S. 13:2113, relative to the City Court of Winnfield; to provide for the transfer of surplus funds from the court's civil fee account to the court's general operational fund; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 105—

BY SENATORS BOISSIERE AND BAJOEIE
AN ACT

To enact R.S. 33:9038, relative to cooperative economic development; to create the World Trade Center Taxing District as a special taxing and tax increment financing district in the parish of Orleans; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect a tax upon hotel occupancy within the district and to engage in tax increment financing; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

Privileged Report of the Legislative Bureau

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 5
Reported without amendments.

Senate Bill No. 8
Reported without amendments.

Senate Bill No. 10
Reported without amendments.

Senate Bill No. 19
Reported with amendments.

Senate Bill No. 37
Reported without amendments.

Senate Bill No. 45
Reported without amendments.

Senate Bill No. 53
Reported without amendments.

Senate Bill No. 63
Reported without amendments.

Senate Bill No. 69
Reported without amendments.

Senate Bill No. 75
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Salter asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 5—

BY SENATOR CAIN AND REPRESENTATIVES HILL AND JOHN SMITH
AN ACT

To amend and reenact R.S. 47:302.24(B) and (C) and 322.8, and to repeal R.S. 47:302.24(D), relative to sales and use taxes; to provide for the allocation and use of tax proceeds credited to the Beauregard Parish Community Development Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

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On motion of Rep. Broome, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 8— BY SENATOR HOYT

AN ACT

To enact R.S. 33:172.3, relative to annexation of property by municipalities; to provide for annexation of property by the city of Crowley; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Broome, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 10— BY SENATOR HOYT

AN ACT

To enact R.S. 40:4.10, relative to medical waste; to require landowners who store infectious medical waste to notify the public; to provide for notice to certain public agencies; to provide for a penalty for violation of the notice requirement; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Salter, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 19— BY SENATOR HOYT

AN ACT

To amend and reenact R. S. 17:3091(A) and (C), 3092(11), 3095(E)(1), the introductory paragraph of 3096(A)(1), (A)(1)(b), (D), (E)(1) and (2), and 3099(E), relative to the Louisiana Student Tuition Assistance Revenue Trust Program, referred to as START; to conform references to such plans with the federal law; to provide relative to the use that may be made of START account funds; to revise the definition of tuition; to provide for certain residency requirements; to provide that accounts that are invested in equities are eligible for earnings enhancements; to provide relative to the full funding of accounts; to provide relative to the payment of earnings enhancements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 19 by Senator Hoyt

AMENDMENT NO. 1

On page 5, line 11, following "total" and before "earnings" insert "of the"

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 37— BY SENATOR HAINKEL

AN ACT

To enact R.S. 13:721 and 722 and to repeal R.S. 13:719 and 720, relative to the Twenty-Second Judicial District Court; to provide for the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide for the selection and removal of the commissioner from office; to provide for the qualifications of office, salary, related benefits, expenses of office, and office space; to provide for the sources of funding for the commissioner and his office and employees; to provide for the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal provisions providing for the existing office of commissioner; to provide for effective dates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Toomy, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 45— BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 46:1053(Y), relative to Hospital Service District Number One of East Baton Rouge Parish; to increase the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; to provide that one member shall be a physician; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 45 by Senator Fontenot

AMENDMENT NO. 1

On page 2, at the end of line 4, change "four" to "three"

AMENDMENT NO. 2

On page 2, line 5, after "serve" and before "terms." change "four-year" to "three-year"

AMENDMENT NO. 3

On page 2, line 9, after "for" and before "terms." change "four-year" to "three-year"

AMENDMENT NO. 4

On page 2, line 11, after "a" and before "physician." insert "practicing"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Broome, the amendments were adopted.

On motion of Rep. Broome, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 53—
BY SENATOR MOUNT

AN ACT

To enact R.S. 46:1053(C)(2)(d), relative to the Calcasieu Cameron Hospital Service District; to provide relative to the per diem of the members of the board of commissioners of the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Broome, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 63—
BY SENATOR BARHAM

AN ACT

To enact R.S. 33:381(C)(26), relative to the village of Lisbon; to authorize the village governing authority to provide for the filling of the office of chief of police by appointment or in the alternative to abolish the office of police chief; to provide for the method of appointment and for the salary, term, duties, qualifications, supervision, and residency of an appointed police chief; to authorize the mayor and the board of aldermen to enter a cooperative endeavor for law enforcement services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 63 by Senator Barham

AMENDMENT NO. 1

On page 2, line 16, after "ordinance." and before "The term" insert "Such qualifications shall include a requirement of POST certification or the completion of POST certification within one year after such appointment."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Broome, the amendments were adopted.

On motion of Rep. Broome, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 69—

BY SENATORS SCHEDLER AND THOMAS AND REPRESENTATIVE STRAIN

AN ACT

To amend and reenact R.S. 33:172, relative to annexation by municipalities; to provide for annexation of property by municipalities; to provide for growth management agreements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 69 by Senator Schedler

AMENDMENT NO. 1

On page 4, line 13, after "Subsection" delete the remainder of the line and at the beginning of line 14, delete "(A)." and insert in lieu thereof "A of this Section,"

AMENDMENT NO. 2

On page 4, line 22, after "Subsection" delete the remainder of the line and at the beginning of line 23 delete "section," and insert in lieu thereof "A of this Section."

AMENDMENT NO. 3

On page 4, line 24, after "required by" and before "by ordinance," change "said Subsection (A)," to "Subsection A."

AMENDMENT NO. 4

On page 5, at the beginning of line 8, change "(A) above." to "A of this Section."

AMENDMENT NO. 5

On page 6, line 2, after "Subsections" and before "and in" change "(C) and (D)" to "C and D"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Broome, the amendments were adopted.

On motion of Rep. Broome, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 75—

BY SENATORS BOISSIERE AND SCHEDLER AND REPRESENTATIVES ALARIO AND TUCKER

AN ACT

To amend and reenact R.S. 33:9039.20(B)(7), relative to community development districts; to limit the authority of such districts relative to revenue producing utilities; to exclude electricity and gas service from such authority; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 9—

BY REPRESENTATIVE DOWNER

A RESOLUTION

To urge and request the Wildlife and Fisheries Commission not to reduce any fees that fund the Louisiana Alligator Resource Fund without approval of the Louisiana Fur and Alligator Advisory Council.

Read by title.

On motion of Rep. Downer, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To praise the National Family Resiliency Program as a unique organization teaching divorced and separated parents ways to make child-focused decisions and to ensure loving parent-child relationships.

Read by title.

On motion of Rep. Durand, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 41—

BY REPRESENTATIVES PITRE AND DEWITT

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study all aspects of liability relating to coastal restoration and make specific recommendations for limiting the liability of the state.

Read by title.

On motion of Rep. Pitre, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To provide that the legislature approves the Atchafalaya Trace Heritage Area Management Plan and to extend the existence of the Atchafalaya Trace Commission for six years.

Read by title.

On motion of Rep. LeBlanc, and under a suspension of the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVE L. JACKSON

A CONCURRENT RESOLUTION

To recognize all physicians who dedicate themselves and their careers to the care of their patients and the advancement of medicine by declaring March thirtieth as Doctors Day and to thank them for their contributions to improving the quality of life for all of Louisiana's citizens.

Read by title.

On motion of Rep. Lydia Jackson, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to adopt rules and regulations to allow the use of air boats in the Maurepas Wildlife Management Area, including the tributaries and canals leading to Blind River, except during hunting and rutting season.

Read by title.

On motion of Rep. Fauchaux, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**Introduction of House Bills
and Joint Resolutions**

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by their titles and placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 172—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 36:254(D)(2)(d), relative to attorney fees; to provide for the payment of attorney fees by the Department of Health and Hospitals in certain cases; to provide for approval by the governor, the attorney general, and the court; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Johns, the Committee on Transportation, Highways and Public Works was discharged from further consideration of Senate Bill No. 16.

SENATE BILL NO. 16— BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 34:2102, relative to the compensation of members of the board of commissioners of the West Calcasieu Port, Harbor, and Terminal District; to provide for a maximum per diem of such members; and to provide for related matters.

Read by title.

Motion

Rep. Johns moved that Senate Bill No. 16 be designated as a duplicate of House Bill No. 8.

Which motion was agreed to.

Motion

On motion of Rep. Johns, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 85— BY SENATORS DARDENNE, BARHAM, HOLLIS AND IRONS

AN ACT

To amend and reenact R.S. 47:1123(4) and (5), 1124, and 1125 and to enact R.S. 47:301(10)(a)(v), relative to the state sales and use tax; to provide for a state sales tax exclusion for certain purchases by a motion picture production company; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Hammett moved that Senate Bill No. 85 be designated as a duplicate of House Bill No. 78.

Which motion was agreed to.

Motion

On motion of Rep. Hammett, the above bill was referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to take up and consider Reports of Committees at this time.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 47, by Scalise
Reported with amendments. (7-1-1) (Regular)

House Bill No. 63, by Crowe
Reported with amendments. (7-0) (Regular)

House Bill No. 167, by Martiny
Reported favorably. (8-0) (Regular)

Senate Bill No. 21, by Schedler
Reported with amendments. (7-0) (Regular)

Senate Bill No. 32, by B Jones
Reported favorably. (9-0) (Regular)

Senate Bill No. 80, by C D Jones
Reported with amendments. (9-0) (Regular)

DANIEL MARTINY
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Education

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Education to submit the following report:

House Concurrent Resolution No. 27, by Curtis
Reported favorably. (11-0)

House Concurrent Resolution No. 30, by Crowe
Reported favorably. (14-0)

House Bill No. 13, by Perkins
Reported favorably. (13-1) (Regular)

House Bill No. 21, by Thompson
Reported with amendments. (14-0) (Regular)

House Bill No. 22, by Jane Smith
Reported favorably. (13-0) (Regular)

House Bill No. 94, by Crane
Reported favorably. (12-0) (Regular)

House Bill No. 96, by Crane
Reported with amendments. (14-0) (Regular)

House Bill No. 136, by DeWitt
Reported favorably. (14-0) (Regular)

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House Bill No. 138, by Ansardi
Reported favorably. (13-0) (Regular)

House Bill No. 141, by DeWitt
Reported favorably. (13-0) (Regular)

House Bill No. 157, by Crane
Reported favorably. (15-0) (Regular)

House Bill No. 161, by Powell
Reported favorably. (11-0) (Regular)

House Bill No. 163, by Townsend
Reported favorably. (11-0) (Regular)

Senate Bill No. 20, by Dardenne
Reported favorably. (15-0) (Regular)

CARL CRANE
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on Health and Welfare

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to
submit the following report:

House Bill No. 60, by Walsworth
Reported with amendments. (11-0) (Regular)

House Bill No. 64, by LeBlanc
Reported favorably. (11-0) (Regular)

House Bill No. 91, by R Alexander
Reported with amendments. (10-0) (Regular)

Senate Concurrent Resolution No. 5, by Schedler
Reported favorably. (10-0)

Senate Bill No. 47, by Barham
Reported favorably. (15-0) (Regular)

RODNEY ALEXANDER
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on House and Governmental Affairs

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental
Affairs to submit the following report:

House Concurrent Resolution No. 4, by Bowler
Reported with amendments. (15-0)

House Concurrent Resolution No. 18, by LeBlanc
Reported favorably. (12-0)

House Bill No. 33, by DeWitt
Reported favorably. (14-0) (Regular)

House Bill No. 56, by Wright
Reported favorably. (13-0) (Regular)

House Bill No. 83, by Bruneau
Reported favorably. (13-0) (Regular)

House Bill No. 93, by Hill
Reported favorably. (13-0) (Regular)

House Bill No. 117, by Pierre
Reported with amendments. (11-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Insurance

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Insurance to submit the
following report:

House Bill No. 66, by Hebert
Reported with amendments. (10-0) (Regular)

TROY HEBERT
Chairman

Report of the Committee on Natural Resources

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources to
submit the following report:

House Bill No. 12, by Montgomery
Reported with amendments. (8-0) (Regular)

House Bill No. 31, by Hopkins
Reported with amendments. (9-0) (Regular)

House Bill No. 39, by Gary Smith
Reported favorably. (9-0) (Regular)

House Bill No. 50, by Baldone
Reported with amendments. (9-0) (Regular)

House Bill No. 102, by Schneider
Reported with amendments. (9-0) (Regular)

House Bill No. 123, by Pierre
Reported with amendments. (8-0) (Regular)

House Bill No. 146, by Nevers
Reported favorably. (9-0) (Regular)

House Bill No. 152, by Pierre
Reported with amendments. (8-0) (Regular)

House Bill No. 154, by Pierre
Reported with amendments. (10-0) (Regular)

House Bill No. 159, by Jack Smith
Reported favorably. (9-0) (Regular)

House Bill No. 164, by Daniel
Reported favorably. (9-0) (Regular)

WILFRED PIERRE
Chairman

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to take up House Bills contained in the committee reports at this time.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 12— BY REPRESENTATIVE MONTGOMERY AN ACT

To enact R.S. 38:2607, relative to the Cypress-Black Bayou Recreation and Water Conservation District; to authorize the Wildlife and Fisheries Commission to prohibit the use of nets and traps for fishing purposes in Cypress Bayou Reservoir and Black Bayou Reservoir; to require the Cypress-Black Bayou Recreation and Water Conservation District Commission to maintain public access to both reservoirs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 12 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 38:2501 and to"

AMENDMENT NO. 2

On page 1, line 4, change "district commission" to "Wildlife and Fisheries Commission"

AMENDMENT NO. 3

On page 1, line 6, change "commission" to "Cypress-Black Bayou Recreation and Water Conservation District Commission"

AMENDMENT NO. 4

On page 1, delete line 9 in its entirety and insert in lieu there of the following:

"Section 1. R.S."

AMENDMENT NO. 5

On page 1, delete lines 11 through 17 in their entirety

AMENDMENT NO. 6

On page 2, line 2, change "board of commissioners" to "Wildlife and Fisheries Commission"

AMENDMENT NO. 7

On page 2, line 5, after "commissioners" insert "of the Cypress-Black Bayou Recreation and Water Conservation District"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 13— BY REPRESENTATIVES PERKINS, BEARD, BROOME, CROWE, FUTRELL, M. JACKSON, AND NEVERS AND SENATOR CAIN AN ACT

To amend and reenact R.S. 17:2115(A), relative to prayer and meditation in schools; to require that prayer or meditation authorized for students and teachers be silent prayer or meditation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 21— BY REPRESENTATIVE THOMPSON AN ACT

To amend and reenact R.S. 17:221(F) and to enact R.S. 17:221(I), relative to school attendance; to provide relative to eligibility, guidelines, and procedures permitting certain students to attend alternative education programs or vocational-technical programs; to provide relative to participation by certain students in adult education programs that are approved by the State Board of Elementary and Secondary Education, including that such participation shall be considered as compliance by a parent, tutor, or other person responsible for the school attendance of such a student with specified compulsory school attendance requirements; to provide for effective dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 21 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 11, after "for" and before "and" change "an effective date;" to "effective dates;"

AMENDMENT NO. 2

On page 3, line 3, after "Section 2." and before "Act" delete "This" and insert "R.S. 17:221(F) as amended and reenacted by this"

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AMENDMENT NO. 3

On page 3, line 3, after "if" and before "vetoed" insert "this Act is"

AMENDMENT NO. 4

On page 3, line 4, after "legislature," and before "this" insert "R.S. 17:221(F) as amended and reenacted by"

AMENDMENT NO. 5

On page 3, after line 6, add the following:

"Section 3. R.S. 17:221(I) as enacted by this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, R.S. 17:221(I) as enacted by this Act shall become effective on the day following such approval."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 22—

BY REPRESENTATIVE JANE SMITH
AN ACT

To enact R.S. 17:2115.11, relative to voluntary student prayer; to provide relative to participation by students in Bossier Parish public schools in voluntary, student-led prayer; to provide conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 31—

BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 41:1338(A) and to repeal R.S. 41:1338(D), relative to public property; to exempt property acquired or transferred by the city of Shreveport or Caddo Parish from the requirement that if property which was acquired by the state or a political subdivision of the state is to be transferred to a third party, that property shall first be offered to the person from whom it was originally transferred; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 31 by Representative Hopkins

AMENDMENT NO. 1

On page 1, line 3, after "by" insert "the city of Shreveport or"

AMENDMENT NO. 2

On page 2, at the beginning of line 15, insert "of the city of Shreveport or the governing authority"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 33—

BY REPRESENTATIVE DEWITT
AN ACT

To enact R.S. 42:1102(22)(d)(iii), relative to the definition of "thing of economic value"; to exclude certain fees for educational and informational seminars and conferences from such definition; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 39—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 56:1855(L), relative to scenic rivers; to authorize the Department of Wildlife and Fisheries to permit certain activities on Bayou Trepagnier in St. Charles Parish; to provide for the procedures to be followed when permitting those activities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 47—

BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 15:709, relative to prisons and correctional institutions; to prohibit prisoners convicted in other states from being housed in certain correctional facilities in Louisiana; to require that certain prisoners convicted in other states housed in local jails in Louisiana be returned to the state where convicted for release in that state; to provide for definitions; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 47 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 13, after "housed" and before "in" insert "for the commission of that offense"

AMENDMENT NO. 2

On page 1, at the end of line 14, change the period "." to a semicolon ";" and add the following:

"however, nothing in this Section shall be construed to limit the prosecution, sentencing, or incarceration of any person for the commission of a criminal offense in the state of Louisiana."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 50—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 56:643(B) and to enact R.S. 56:302.2(C), relative to recreational fishing licenses; to exempt Louisiana residents on active military duty from the requirement for purchase of a basic recreational fishing license and a saltwater license; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 50 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 15, delete "that signifies" and insert "and has orders which document"

AMENDMENT NO. 2

On page 1, line 18, after "Card" insert comma "," and "a copy of his active duty orders."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 56—

BY REPRESENTATIVE WRIGHT
AN ACT

To enact R.S. 13:2618, relative to the LaSalle Parish justice of the peace courts; to provide for the territorial jurisdiction of such courts; to provide relative to the election to the offices of justice of the peace and constable; to provide for effective dates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 60—

BY REPRESENTATIVES WALSWORTH, DURAND, GUILLORY, L. JACKSON, KATZ, MCDONALD, AND SCHWEGMANN
AN ACT

To amend and reenact R.S. 40:2009.20(B)(1) and to enact R.S. 14:403.2(D)(4), relative to reporting incidents of abuse or neglect; to require agencies to notify local law enforcement of certain reports of abuse or neglect; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 60 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 13, after "(4)" delete the remainder of the line and delete lines 14 through 16 and insert the following:

"When the appropriate adult protection agency receives a report of sexual or physical abuse, whether directly or by referral, the agency shall notify the chief law enforcement agency of the parish in which the incident is alleged to have occurred of such report. Such notification shall be made prior to the end of the business day subsequent to the day on which the adult protection agency received the report. For the purposes of this Paragraph, the chief law enforcement agency of Orleans Parish shall be the criminal sheriff."

AMENDMENT NO. 2

On page 2, delete lines 14 and 15, and insert the following:

"When the department receives a report of sexual or physical abuse, whether directly or by referral, the department shall notify the chief law enforcement agency of the parish in which the incident occurred of such report. Such notification shall be made prior to the end of the business day subsequent to the day on which the department received the report. For the purposes of this Paragraph, the chief law enforcement agency of Orleans Parish shall be the criminal sheriff."

On motion of Rep. Rodney Alexander, the amendments were adopted.

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On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 63—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 15:542(C), (D), and (E) and 542.1(J)(1) and to enact R.S. 15:542(F), relative to registration of sex offenders; to provide for annual update to the registration information; to provide for an annual registration fee; to provide for written notification of an address change of an offender; to provide for criminal penalties for failure to register; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 63 by Representative Crowe

AMENDMENT NO. 1

On page 3, line 3, after "sheriff" delete the remainder of the line and insert "and the police department with whom he is required to register"

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 64—

BY REPRESENTATIVES LEBLANC, DURAND, AND KATZ

AN ACT

To amend and reenact R.S. 46:460.6(A) and (E), relative to the individual development account program; to allow persons who meet income eligibility requirements to participate in the individual development account program; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Rodney Alexander, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 66—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:173.1(C)(1), relative to annuities; to provide for minimum interest rates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 66 by Representative Hebert

AMENDMENT NO. 1

On page 2, line 25, change "2005" to "2004"

On motion of Rep. Hebert, the amendments were adopted.

On motion of Rep. Hebert, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 83—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:403, 423(E), 424(C)(1), 551(B)(1)(introductory paragraph) and (2), (C), (D), and (E), 553(A), 571, 572(A), 573(A), (B), (C), (D), and (E)(1), 574(A)(1) and (2) and (B)(6), 1300.2(B), 1300.11, 1302(6), 1306(B), (C)(1), and (F), 1307(A)(3), 1308(A)(1)(b) and (2)(b), 1309(E)(2) and (3) and (F), 1310(A), 1311(C)(1), 1313(B), (F)(1), (2), (4), (5), (6), and (9), (G), and (I)(1), (2)(c), (3), and (4), 1315(B) and (C), 1317, 1353(B) and (C)(2) and (3), 1354(C), 1355(16) and (17), 1361(B), 1363(A)(introductory paragraph), 1373(B), 1374, 1376(A) and (B)(1), and 1433; to enact R.S. 18:531.1, 553.1, 1302(7), 1306(G) and (H), 1309(H), 1309.1, 1313(F)(10), 1333(H), 1351(12), 1361(C), 1363(F), 1364, and 1365; and to repeal R.S. 18:1307(F), 1309(E)(4), and Part V of Chapter 8 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:1391 through 1399, all relative to elections; to provide relative to voting machines and absentee counting equipment; to provide relative to the composition and preparation of ballots; to provide relative to procedures for absentee voting; to provide relative to commissioners and duties of commissioners; to provide relative to polling places; to provide for the retention of certain records; to provide relative to certain election documents which require a handwritten signature; to provide for the powers, duties, functions, and compensation of certain election officials; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 91—

BY REPRESENTATIVES R. ALEXANDER, DURAND, ILES, KATZ, AND

SCHWEGMANN

AN ACT

To amend and reenact R.S. 40:31.16(A), relative to an immunization tracking registry; to delete the requirement that a child's parent or guardian provide written consent for a child's information to be entered into an immunization registry; to provide that general consent for treatment and information sharing shall be considered parental consent for sharing historical, current, and

future information; to require immunization providers to provide certain information to parents; to waive consent for mass immunizations in declared public health emergencies; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 91 by Representative R. Alexander

AMENDMENT NO. 1

On page 1, line 8, after the semicolon ";," and before "and to" insert "to waive consent for mass immunizations in declared public health emergencies;"

AMENDMENT NO. 2

On page 2, line 5, after "providers" delete the comma "," and insert "or to"

AMENDMENT NO. 3

On page 2, line 5, after "health" delete the comma "," and the remainder of the line

AMENDMENT NO. 4

On page 2, between lines 15 and 16, insert the following:

"(3) In the event of a public health emergency as declared by the state health officer, including a natural disaster, bioterrorist attack, epidemic, or other event affecting the public health, the requirement to obtain consent for placement on a registry shall be waived for mass immunizations performed in response to such declaration."

On motion of Rep. Rodney Alexander, the amendments were adopted.

On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 93—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 42:66(L)(1), relative to dual officeholding; to allow a deputy sheriff to hold the office of mayor or alderman of a municipality with a population of two thousand five hundred or less; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 94—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:1952(B)(10), relative to procedures for hearings and appeals with respect to children with exceptionalities; to provide relative to the use of review panels and hearing officers under certain circumstances in such procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 96—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:1943(12), relative to children with exceptionalities; to provide relative to the definition of "resident" as it applies to such children; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 96 by Representative Crane

AMENDMENT NO. 1

On page 1, line 4, after "children;" and before "and" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 2, after line 8, add the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 102—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To authorize and provide for the transfer or lease of certain state properties in St. Tammany Parish to the St. Tammany Parish School Board from the Department of Health and Hospitals and

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the Department of Culture, Recreation and Tourism; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 102 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 10, after "rights," insert "in any acreage up to thirty-five acres that"

AMENDMENT NO. 2

On page 1, line 13, delete "containing approximately" and at the beginning of line 14 delete "twenty-five (25) acres"

AMENDMENT NO. 3

On page 2, between lines 12 and 13, insert the following:

"Section 3. In the event that a transfer of land as described in Section 2 of this Act is executed between the St. Tammany Parish School Board and the Department of Culture, Recreation and Tourism, the secretary for the Department of Health and Hospitals is hereby authorized to effectuate a conveyance, transfer, assignment, lease, or delivery of title, excluding mineral rights, for a tract of land in Section 42, Township 8 South, Range 12 East, located in St. Tammany Parish to the Department of Culture, Recreation and Tourism. Such transfer shall be to the extent necessary for the Department of Culture, Recreation and Tourism to comply with requirements of the land and water conservation program managed by the United States Department of the Interior."

AMENDMENT NO. 4

On page 2, at the beginning of line 13, delete "Section 3." and insert "Section 4."

AMENDMENT NO. 5

On page 2, at the beginning of line 24, delete "Section 3." and insert "Section 5."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 117— BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 44:4.1(B)(32), relative to public records exceptions; to add a provision relative to oyster production information to the list of exceptions, exemptions, and limitations to the laws pertaining to public records; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 34 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 1, after "(32)" and before "R.S." insert "(a)"

AMENDMENT NO. 2

On page 2, line 1, delete "430.1."

AMENDMENT NO. 3

On page 2, between lines 1 and 2, insert the following:

"(b) R.S. 56:430.1; however, the information aggregated for the entire state as provided in R.S. 56:430.1 shall be public record."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 123— BY REPRESENTATIVE PIERRE AN ACT

To amend and reenact R.S. 30:21(B)(1)(d), relative to fees charged by the office of conservation, Department of Natural Resources; to authorize the commissioner of conservation to increase application fees; to authorize the adoption and increase of new application fees; to provide special effective dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 123 by Representative Pierre, et al.

AMENDMENT NO. 1

On page 2, line 2, change "twenty-five" to "eight and one-half"

AMENDMENT NO. 2

On page 2, delete lines 5 through 27 in their entirety and on page 3, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"Section 2. The provisions of this Act shall become effective on July 1, 2002."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 136—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 17:3351.5; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to establish certain program fee amounts and increase certain tuition and attendance fee amounts, including amounts for the School of Allied Health Professions at the Louisiana State University Health Sciences Centers in Shreveport and in New Orleans, the dentistry and medicine programs at the Louisiana State University Health Sciences Center in New Orleans, and the Master of Nursing, Nurse Anesthetist Program of the School of Nursing at the Louisiana State University Health Sciences Center in New Orleans; to authorize proportional amounts for part-time students and for summer sessions; to provide for waivers of authorized amounts in cases of financial hardship; to provide limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 138—

BY REPRESENTATIVES ANSARDI, ALARIO, DAMICO, GREEN, MARTINY, AND SNEED AND SENATORS HAINKEL AND HEITMEIER
AN ACT

To enact R.S. 17:85.1, relative to naming a high school athletic field house; to authorize the parish school board in certain parishes to name a high school athletic field house in honor of a former parish president and football director; to provide limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 141—

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 17:3351.5; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and nonresident attendance fee amounts for students in future entering classes at the Paul M. Hebert Law Center; to authorize proportional amounts for part-time students and for summer sessions; to provide limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 146—

BY REPRESENTATIVE NEVERS

AN ACT

To authorize and provide for the transfer or lease of certain state property in Washington Parish to the city of Bogalusa from the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 152—

BY REPRESENTATIVES PIERRE, DEWITT, AND DANIEL

AN ACT

To amend and reenact R.S. 30:21(B)(1)(a), relative to fees charged by the office of conservation, Department of Natural Resources; to increase the maximum amount which may be generated by certain fees on oil and gas production; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 152 by Representative Pierre, et al.

AMENDMENT NO. 1

On page 2, line 4, change "eight" to "four"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 154—

BY REPRESENTATIVES PIERRE, DEWITT, DANIEL, BAYLOR, FRITH, AND HUDSON

AN ACT

To amend and reenact R.S. 30:124, 125, 126, 127(C), 128(A), 129(A), 130, 136.3(B), and 209(2) and (4), relative to functions of the office of mineral resources, Department of Natural Resources; to authorize the office to perform certain functions and to charge a fee for performance of such functions; to provide for the deposit of such fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 154 by Representative Pierre, et al.

AMENDMENT NO. 1

On page 2, delete line 11 in its entirety and insert in lieu thereof "and submission of"

AMENDMENT NO. 2

On page 5, line 9, after "of" insert "leases of"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 157—

BY REPRESENTATIVE CRANE

AN ACT

To enact R.S. 39:98.1(E), relative to tobacco settlement proceeds; to authorize the state treasurer to establish a trust or other fund in the state treasury into which funds shall be deposited on behalf of certain school systems; to authorize the establishment within such trust or fund of separate accounts for each such school system; to authorize investment of monies in such trust or fund; to provide for the deposit and allowable use of monies in the trust or fund; to establish a program to assist investing school systems to stabilize earnings from the Education Excellence Fund and to expand programs for preparation of certain at-risk children for school; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 159—

BY REPRESENTATIVE JACK SMITH

AN ACT

To repeal Act No. 142 of the 2001 Regular Session and to authorize and provide for the transfer or lease of certain state property in St. Mary Parish to the Port of West St. Mary from the division of administration; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 161—

BY REPRESENTATIVE POWELL

AN ACT

To authorize and provide for the transfer or lease of certain state property in Tangipahoa Parish to the city of Hammond from the Southeastern Louisiana University; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 163—

BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH

AN ACT

To authorize the Natchitoches Parish School Board to sell, transfer, assign, exchange, or otherwise negotiate the disposal of a certain parcel of land to the state of Louisiana or to the city of Natchitoches; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 164—

BY REPRESENTATIVES DANIEL AND DEWITT

AN ACT

To amend and reenact R.S. 31:149(A) and to repeal R.S. 31:149(B)(3), (C), and (D) and 149.1 through 151, relative to prescription of mineral rights; to provide for the imprescriptibility of mineral rights on land acquired by government agencies or other specified nongovernmental entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 167—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:569.1, relative to hours for the execution of death sentences; to amend the hours during which death sentences shall be executed; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended to permit the Committee on Civil Law and Procedure to meet upon adjournment on Wednesday, April 3, 2002, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 37

Suspension of the Rules

On motion of Rep. Schneider, the rules were suspended to permit the Committee on Retirement to meet on Thursday, April 4, 2002.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, April 4, 2002, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 170, 172 and House Bill No. 1 (Regular Session)

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet on Thursday, April 4, 2002, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Concurrent Resolution No. 42

Senate Bill No. 105

Adjournment

On motion of Rep. Kenney, at 6:45 P.M., the House agreed to adjourn until Thursday, April 4, 2002, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, April 4, 2002.

ALFRED W. SPEER
Clerk of the House

